App F IX 4

1945 46

File No 113-45

Previous References (nil)

Serial Nos. 3 4

Later References

GENERAL AND REVENUE SECRETARIAT

Serial Nos

The 1

Part B for Subject

SUBJECT

Temporary mis appropriation of municipal money by Mr Cashier Jt 1 Venkata Lalap Rao of the Wabe Revenue Section

2 3 & 1-7 ab

The Proceedings of Major Jeffreys, Mal- in ordering the Compulsory retirement of Mr Cashier for the, exercised his powers

12,

7098

From the President, City Municipal Council
Trichy

No 391-235/45-46 dated 4-4-46

Brings to notice a case of temporary misappropriation of municipal money (i.e. Rs. 97-4-0) by P.S. Venkatalaga Rao Cashier, Water Revenue Section of the Municipality on 6-12-1945

1) It is seen that the sum of Rs 97-4-0 collected by the above Cashier on 6-12-45 was remitted by him to the Municipal Treasury on 7-1-46, thus resulting in temporary misappropriation. The Cashier has been placed under suspension

2) The detailed report promised by the President, after a thorough audit of the Accounts will be awaited

3) For perusal of the above report

Secretary
Dev/16/4

11 4 46
Rs 6275-

16/4/46 Minister for Ed. 16/4 Revenue 16/4/46

7098 / 2015 / 2

From the president, City Municipal Council,
Cuddapah

No. B-341-235, dated 6-5-46

Sub: A copy of the orders passed by him
against P. Venkoobalaji Rao, cashier who
was responsible for temporary misappropriation
of Municipal money —

It is reported that the Auditor of the
Municipality has certified that the whole amount
that was misappropriated by the cashier (Venkatalaji
Rao) has since been realised from him and
that no actual loss was sustained by the
Municipality

The disciplinary measures taken by the
president are noted below —

1) Ranganadaiah - Head clerk, should not get
promotion in any Department

2) Revenue Inspector - D Chandrasekharaiah is fined Rs 10/- with a severe warning

3) Venkubalaji Rao, the Chief delinquent who has rendered 23 years of service should be compulsorily retired

4) It is also stated that no security deposit amount had been taken from the Cashier, inspite of definite instructions to the Vice President of the Municipality

5) It is seen that Venkubalaji Rao is an Official of the Revenue Dept, o.o Dn the Tyagadurga Municipality It was doubtful if the President can order his retirement

6) Further developments will be awaited

7) The A, the President, Tyagadurga Mly can make a recommendation on their behalf to the Revenue Dept for further orders thereon

Received 26/11/84

8018
L

14) The book containing a set of Govt. re recruitment, leave, punishment, etc of officers and servants of Municipal Councils is sent up

15) References invited to page 15 and 19 re disciplinary action against officials sent to the Town and Minor Municipalities and the Dist Boards

3/6 16) The G.O. applicable in this case is the one dated 2nd February 1927 (Page 17 of the booklet) according to the rule contained in the G.O. dated 19.2.1927 which have been extended to the ex-ruling chiefs. The President, myself and the Revenue Member recommend the case to the Revenue in respect of P.S. Balaji Rao. We cannot order his retirement compulsorily for service thus will be limited not to the period of 11 of 3 years. The President has exceeded his Revenue powers

17) The A.G. will be informed accordingly

Mr. Secretary
24/6/46

Minister for Finance
Hon'ble 24/6/46

Hon'ble 17/6/46
Chief Minister

F II D&P
Date 19-6-46
No 3788

8248/L

19 A draft letter is put up

the
27/6

issue
28/6/46

To The president city Oil Engine
of 3/1071 113-45-4 d 1-7-46
Subject accordingly

Copy to the Revenue Team
L4 dated 1-7-46

TYPING SECTION
28 JUNE 1946
GEN. & REV SECTT

No L.6.291-235/45-46 RD113-45-3

Cncl

GEN & REV S 7098 5 10 46 L S G BRANCH Date

OFFICE OF THE PRESIDENT
CITY MUNICIPAL COUNCIL
MYSORE

From

Ramachandra Rao Bhombore, Esq , B A
President City Municipal Council
MYSORE

4th April 1946

To

J B Mallaradhya, Esq , I A ,
Revenue Secretary to Government,
Bangalore

Sir,

Subject Temporary misappropriation of Municipal money by the Cashier P S Venkubalaji Rao of the Water Revenue Section

--

I have the honour to state that it is reported by the Vice-President that the cashier P S Venkubalaji Rao of the Water Revenue Section received a sum of Rs 97-4-0 on 6-12-1945 from the Water Revenue Inspector towards Water Revenue collections made by him for entry in the cash book of the section, and remittance to municipal Treasury along with other collections, but failed to bring this amount on the cash book and remit it to the Treasury although he had acknowledged the receipt of the amount from the Water Revenue Inspector as per endorsement made by him on the back of the receipt in the receipt book maintained by the Revenue Inspector The money was thus mis-appropriated by him and it was actually remitted to the Municipal treasury on 7-1-1946, when on the complaint of the parties about the disconnection of water service although they had paid the taxes, the Revenue Inspector verified the khirdi entries, and finding no entry and remittance of the amount, he enquired the cashier, about this The Revenue Inspector also gave a report accordingly to the Vice-President who then obtained the explanation of the cashier The fact of the receipt of the amount and the delay in the remittance was admitted by him As the explanation given by him that he received the money late after the day's collections had been remitted to the municipal Treasury on 6-12-1945, and that when he came to the office the next day, he forgot about this in the rush of the transactions, was not convincing and as this was a case of temporary misappropriation, the Vice-President has placed the official under suspension, pending the

the audit of accounts, and reported the fact for But/the complaint of the parties and the enquiry then made by the Revenue Inspector, the money would not have been remitted even then When he was in the custody of such a heavy cash of Rs 97-4-0 without being credited for over one month, his explanation that he forgot about this is not at all convincing I have therefore approved of the action of the Vice-President in having kept the official under suspension and directed that a thorough audit of the accounts of his period be made, and a detailed report sent up The accounts of the period during which the ~~cahier~~ Cashier was in charge have accordingly been got audited by the Municipal Auditor who has since sent his detailed audit report pointing out the several irregularities committed by the official The Vice-President has been requested to obtain the/explanation of the cashier for the irregularities committed by him as pointed out by the Auditor and furbish his opinion in consultation with the Municipal Advocate as to the legal action to be taken against the official for the offence committed by him On receipt of his report, further action will be taken and the result cmmunicated to Government

I have the honour to be,
Sir,
Your most obedient servant,

PRESIDENT

BS

No M6 391-235/45-46
Encl one
From

OFFICE OF THE PRESIDENT
CITY MUNICIPAL COUNCIL
MYSORE.
Date 6th May 1946

K Ramachandra Rao Bhombore Esq., B A
President City Municipal Council
MYSORE

To

J B Mallaradhya, Esq , M A ,
Revenue Secretary to Government,
Bangalore

Sir,

Subject Regarding the Temporary Misappropriation of Municipal money by P S Venkoobalaji Rao, Cashier of the Water Revenue Section

--

In continuation of this office letter of even number dated 2-4-46 reporting on the above subject, I have the honour to forward herewith for the information of Government, a copy of the final orders passed by me in the case and to state that in view of the circumstances detailed therein, the official, P S Venkoobalaji Rao has been ordered to be retired from service compulsorily

I have the honour to be,
Sir,
Your most obedient servant,

PRESIDENT

BS

~3/ MU 113-45-4
10 8/746

The - Dewan -

Office of the President,
City Municipal Council, Mysore,
Dated the 29th April 1946

M6 391-235/45-46

Reference This Office Memo No M6 391-235/45-46 dated the 12th January 1946 approving the suspension order passed by the Vice-President in respect of the Cashier P S Venkubalaji Rao of the Water Revenue Section for the temporary misappropriation of a sum of Rs 97-4-0 being the water revenue collected by the water Revenue Inspector D Chandrasekhariah and entrusted to the cashier for remittance to the municipal treasury, and directing that the accounts of his period be got thoroughly audited by the Auditor and a report furnished with the audit report and the explanation of the Head Clerk of the Section and the Water Revenue Inspector for their negligence in not exercising proper supervision and seeing to the remittance of the amounts (pages 5, and 5a to 5c)

2 Correspondence ending with the Vice-President's Memo No 484/45-46 dated the 9th April 1946 forwarding the audit report and the confidential note given by the Municipal Advocate on 6-4-46 in regard to the legal aspect on the criminal liability involved in the case together with the explanation of the cashier Venkubalaji Rao, on the several irregularities committed by him as pointed out in the audit report, with his opinion that though the acts committed by the official are of a serious nature, he would entirely agree with the Municipal Advocate in the suggestion made by him that in the circumstances detailed in his note, severe departmental act: might be taken against the delinquent, rather than having recourse to launc a criminal prosecution in view of the mitigating circumstances to bring home the charge of misappropriation

3 The Municipal Auditor Mr B Nanjundiah has furnished a note dated the 25th February 1946, after examining in detail all the receipt books, khirdies and registers relating to the period during which P S Venkubalaji Rao was the cashier of the water revenue section, pointing out the irregularities committed by the cashier The different types of irregulari ties indicated in the Audit Report are mentioned below -

(1) Delay in remitting the water tax collection to the Treasury (2) Altera tions, erasures and over-writing in the receipt book and khirdies, (3) omission to obtain certificate of remittance in the khirdie (4) partia remittances of each day's collection (5) Cancellation of receipts without proper authority and attestation by the Vice-President and the Auditor (6) Temporary misappropriation of water tax collections (7) Tearir off the duplicate receipts from the receipt books to evade detection, during audit of misappropriated amounts (8) Actual misappropriation of certain amounts (9) Omission to put up the accounts for audit regularly

4 The particular instances relating to the above irregularities are also narrated in the Audit Note It is seen from the Audit report tha in addition to the temporary misappropriation of a sum of Rs 97-4-0 reported by the Vice-President on 9-1-46 for which the official is kept under suspension pending the result of the audit of accounts, another sum of Rs 112-8-0 covered by receipt Nos 9005,9006 and 9007, collected on 6-12-45 was actually remitted to the treasury on 7-1-46 after a delay c one month and that delays in the remittance ranging from 1 to 6 days are noticeable in respect of 14 items It is further noticed that a sum of Rs 11-8-0 relating to the receipts as noted in the margin collected by hir was not credited to the Treasury This amount was since got adjusted out the official's pay due for 12 days in January 1946

1	R No 95/9559 dated nil	Rs 2-8-0 received from Mahadeva Rao
2	" 4475/dated 2-12-45	Rs 0-12-0 " P V Gopinatha Rao
3	" 4508/dated 20-12-45	Rs 8-4-0 " Dr E Anantha Rao, Health Office
	Rs	11-8-0

the audit of accounts and reported the fact for But/the complaint

~3/ MU113-45-4
10 8/746

The —Dr—

The Auditor reports that the whole amount that was mishandled by the cashier has since been realised from him and no actual loss is sustained by the municipality He has further stated that this is a clear case of fraud, falisification of accounts and temporary misappropriation for which the President may take further action that may be deemed necessary and that if judicial proceedings are to be instituted against the official, the municipal Advocate's opinion as to the legal aspect of the question may be taken The audit report further discloses that these irregularities are entirely due to want of supervision on the part of the Revenue Inspector and the Head Clerk of the Section and the High Administrative Officer of the Water Revenue Section, who is the Vice-President, Mr Venkataramaniah at the time

The Head Clerk Mr M Nanjundiah has failed to exercise proper supervision over the work of the cashier in checking the day's collections with reference to the entries in the receipts and the cash book, and seeing to the proper remittance of the amount collected He has also failed to see that the accour are got regularly audited The official was allowed to have his own way, allowing these irregularities to come into existence The explanation of this official has been taken by the Vice-President and he has not satisfactorily accounted for his negligence in this important matter If he had been vigilant, these irregularities would not have occurred His grave omission in this respect deserves to be noticed The official has prayed that his inadvertance may be excused for this time He is a permanent official on Rs 50/- in grade Rs 40-2-50 with 22 years of service and was transferred to the Municipality from the Revenue Department only a year back His work in the Health Section was also not found satisfactory, and so he has been recommended for a transfer from the Municipality

Regarding the Revenue Inspector D Chandrasekhariah, he has also neglected to see that the amount of Rs 97-4-0 collected by him and entrusted to the cashier, was actually remitted to the Treasury His explanation has been take and he states that he believed in the cashier and that on the complaint of the parties, he verified and got the amount credited and then gave a report to the Vice-President His negligence in this respect deserves to be noticed

As regards the actual culprit, the Cashier P S Venkubalaji Rao, the further course of action to be taken for the irregularities committed by him, has to b decided The official's explanation has been obtained, and he has made a clea confession of the irregularities pointed out In his explanation he states that he was keeping the cash collected in the office cash box itself, which was under double lock and never took the money home The Vice-President has not furnished any report on this point It is evident that the cash transactions were not being checked either by the Head Clerk or the Vice-President But the fact of misappropriation remains and the official cannot take shelter under cover of not checking his accounts and cash He had no business to keep the cash as stated by him unaccounted for, and without remitting it to the Treasury The Municipal Advocate's opinion has also been obtained He has furnished adetailed note dated 6-4-46 from which it will be seen that it is difficult to prove the actual misappropriation of the amounts, by the official though he has now admitted the fact, in view of the fact that there existed no check and supervision by those concerned and that there is no evidence of the amount having been removed from the office He has therefore suggested that in view of the mitigating circumstances to launch a prosecution, it would be desirable to take severe departmental action only The Vice-President has agreed with the opinion given by the Municipal Advocate The official has prayed that as he has put in 23 years of service, he may be pardoned as he has not done these things intentionally He was transferred from the Frenchroc taluk to this municipality as clerk in grade Rs 25-1-40 by the Revenue

the audit of accounts and reported the fact But for the complaint

3/ RL 113-45-4
To 8/7/46

The President, City Municipal Council

Commissioner and was posted to the charge of the cashier of the water section in place of the official transferred from here The official was allowed to do the cash work without taking the required security by the Vice-President inspite of strict instructions given in this behalf

ORDER

I have gone through the explanations given by the officials, Venkubalaji Rao the cash clerk, M Nanjundiah, the Head Clerk and D Chandrasekhariah, the Revenue Inspector, and also the remarks and opinion furnished by the Auditor, the present Vice-President Mr A Krishnamurthy Rao and the Municipal Advocate

I agree with the opinion expressed by the Auditor and the Municipal Advocate that if only the Vice-President and the Head Clerk had checked daily cash transactions, the misappropriations would never have occurred The then Vice-President did not even taken the cash security from the cashier inspite of my strict instructions If the Vice-President had only done his duty properly and checked the work of the officials in his section, this serious occurrence could have been averted The same Vice-President's reglect of duty has been noticed in the management of the work connected with the Sewage Farm It is a serious omission to fail to carry out instructions from higher authorities This deplorable failure of duty on the part of the then Vice-President is to be very much regretted It is hoped that such irregularities will not recur in the section again and that needful steps will be taken by the Vice-President

As regards the Head Clerk Nanjundiah, he has neglected his important duty viz , to check cash remittances He deserves very heavy punishment In view however of long service, I take a lenient view and order that he will not be eligible for further promotion in any department This will be noted in his service and Character registers

The Revenue Inspector D Chandrasekhariah is also to be held responsible He should have satisfied himself that the amcunts were really remitted to the Treasury by the Cashier He is fined Rs 10/- with a severe warning This wil be noted in his Character Book and Service Register

Now, about the chief delinquent Venkubalaji Rao, I agree with the opinion expressed by the Vice-President, the Auditor and the Municipal Advocate that he has committed serious offences and deserves exemplary punishment His past record cannot be verified in the absence of the Character book and service register which could not be got inspite of references made He has put in 23 years of service as stated by him and is drawing Rs 30/- in grade Rs 25-1-30 He has represented that he has domestic troubles and lost many members of his family Making therefore a very lenient view, I order that he be compulsorily retired from service as retention of such an official may involve him into further troubles, besides endangering the safety of the office

Sd R Ramachandra Rao Bhombore,
President

"Copy"

President

BS

the audit of accounts and reported the fact for But/the complaint

~ 31 MH 113-45-4

To 8/7/46

From The President, City Municipal Council
Tuticorin

Re Temporary Misappropriation of municipal money by P. Venkatabalaji Rao Cashier, Water Revenue Section, Municipality.

Sir,

With reference to your letter No. M6-391-235 dated 4-4-46, on the above subject, stating inter alia among other things, that the above official has been ordered to be retired from service — compulsorily, I am directed to observe that Venkatabalaji Rao is a Head Official of the Revenue, Debt and in accordance with the rules contained in G.O. No. L 6129-6192/MH 143-24-52 dated 19-2-1925, which have been extended to the City Municipalities also, you should have recommended the case of the above official to the Revenue Tribunal, for disciplinary action. Therefore I am to point out that you

have acceded your powers in forwarding
the compulsory retirement of the above official
from service

Yours truly
[signature]
for Revenue Secy

Memo no:- 44/817 dt
Copy forwarded to the Revenue Commissioner
Mysore for information
[signature]
for Revenue Secy

GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE

General and Revenue Secretariat

No L 3 — Fml 113-45-4

Dated Bangalore 1 7 46

FROM

The Secretary to the Government of His Highness the Maharaja of Mysore
Revenue Department.

To

The President,
City Municipal Council,
M y s o r e.

Sir,

Re: the temporary misappropriation of municipal money by P.S.Venkoobalaji Rao, Cashier, Water Revenue Section, Mysore City Municipality

---

With reference to your letter No M6 391-235 dated 4th April 1946 on the above subject, stating among other things, that the above official has been ordered to be retired from service compulsorily, I am directed to observe that Venkoobalaji Rao is a lent official of the Revenue Department and in accordance with the rules issued in G.O No L 6129-6192/M1 145-24-52 dated 19th February 1925, which have been extended to the City Municipalities also, you should have only recommended the case of the above official to the Revenue Commissioner for disciplinary action I am to point out, therefore, that you have exceeded your powers in having ordered the compulsory retirement of the above official from service

I have the honour to be,
Sir,
Your most obedient servant,

SD - J B MALLARADHYA

Secretary to Government,
Revenue Department

Memo No L 14 & 1 7 46

Copy of the above is forwarded, with compliments, to the Revenue Commissioner in Mysore for information

By Order,

for Secretary to Government,
Revenue Department

Explan

tvr/3